THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.14394 OF 1991

ORAL ORDER:

The petitioner herein claims title to Ac.1-05 cents in Sy.No.56/A; Ac.1.39 cents in Sy.No.66/C and Ac.8.60 cents in Sy.No.66/B, situated in Indukuru village, Rampachodavaram taluk, East Godavari District, which forms part of a scheduled area.

While so, under the guise of an eviction order dated 31.5.1985, said to have been passed by the Settlement Officer, Anakapalli, the Tahasildar, Rampachodavaram dispossessed the petitioner and granted pattas in favour of the respondents 4 to 10. Though the petitioner made an application requesting to furnish a copy of the order dated 31.5.1985, the same was returned by the Office of the Settlement Officer, Visakhapatnam, with an endorsement that no file relating to Sy.Nos.244/2 and 245/2 is available. Aggrieved by the said action of respondents 1 to 3, this writ petition has been filed.

Except the self-serving statement of the petitioner in the affidavit filed in support of the writ petition, no other material has been placed before this Court to substantiate the title and possession claimed by the petitioner in respect of the land in question. Even according to the version of the petitioner, he was already dispossessed and pattas were granted in favour of respondents 4 to 10 long back. In the circumstances, the matter does not deserve any enquiry in a writ proceeding under Article 226 of the Constitution of India. If the petitioner is still aggrieved, it is open to him to work out appropriate common law remedy as available under law.

The writ petition is accordingly dismissed. No costs.

26.10.2007.

Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.14394 OF 1991

26th October, 2007.

Between:

Veeraparaju Naga Suryarao. .. Petitioner.

And

Mandal Revenue Officer, Rampachodavaram,
East Godavari District and others. .. Respondents.